



1655/8

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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Bastian Nuyen et al.  
Serial No. : 09/622,433  
Filed : May 10, 2002  
Title : PHARMACEUTICAL FORMULATION OF A DIDE MNIN COMPOUND

Art Unit : 1655  
Examiner : Randall O. Winston  
Conf. No. : 4574

**MAIL STOP AMENDMENT**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**INFORMATION DISCLOSURE STATEMENT**

Applicants request consideration of the references listed on the attached PTO-1449 form. Under 37 C.F.R. § 1.98 (a)(2)(ii), only copies of foreign patent documents and/or non-patent literature are enclosed. Copies of any listed U.S. patents or U.S. patent application publications can be provided upon request.

This statement is being filed after a first Office action on the merits, but before receipt of a final Office action or a Notice of Allowance. A check for \$180 in payment of the late submission fee of \$1.17(p) is enclosed. Please apply any other charges or credits to Deposit Account No. 06-1050, referencing Attorney Docket No. 14620-012US1.

Respectfully submitted,

Date: March 26, 2007

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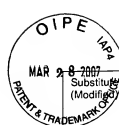
  
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MAR 28 2007 Substituted (Modified)	Form PTO-1449 U.S. Department of Commerce Patent and Trademark Office	Attorney's Docket No. 14620-012US1	Application No. 09/622,433
<b>Information Disclosure Statement by Applicant</b> (Use several sheets if necessary)		Applicant Bastian Nuyen et al.	
(37 CFR §1.98(b))		Filing Date May 10, 2002	Group Art Unit 1655

### U.S. Patent Documents

Examiner Initial	Desig. ID	Document Number	Publication Date	Patentee	Class	Subclass	Filing Date If Appropriate
	AA	6,890,904	05/10/05	Wallner et al.			
	AB	7,064,105	06/20/06	Joullié et al.			
	AC						

### Foreign Patent Documents or Published Foreign Patent Applications

Examiner Initial	Desig. ID	Document Number	Publication Date	Country or Patent Office	Class	Subclass	Translation	
							Yes	No
	AD	WO 00/71135	11/30/00	WIPO				
	AE	WO 01/35974	05/25/01	WIPO				
	AF	WO 02/02596	01/10/02	WIPO				
	AG	WO 02/30441	04/18/02	WIPO				
	AH							

### Other Documents (include Author, Title, Date, and Place of Publication)

Examiner Initial	Desig. ID	Document
	AI	Bennett, J. Claude, and Fred Plum, eds. <i>Cecil Textbook of Medicine</i> , "Part XIV - Oncology", W. B. Saunders & Company, 20th Ed., Vol. 1, pp. 1004-1010 (1996).
	AJ	Committee for Proprietary Medicinal Products (CPMP) - "Note for Guidance on Evaluation of Anticancer Medicinal Products in Man", <i>The European Agency for the Evaluation of Medicinal Products</i> , EMEA, London, England, CPMP/EWP/205/95 rev. 1 corr, 14 pages, (2001).
	AK	DeVita, Jr., Vincent T., Samuel Hellman, and Steven A Rosenberg, eds. <i>Cancer: Principles and Practice of Oncology</i> , "Section 3 - Cancer of the Pancreas", Lippincott Williams & Wilkins, 7 <sup>th</sup> Ed., 7 pages, (2005).
	AL	Draetta, Giulio et al., "Section V. Topics in Biology - Chapter 25. Cell Cycle Control and Cancer", <i>Annual Reports in Medicinal Chemistry</i> , pp. 241-248, 1996.
	AM	Geldof et al., "Cytotoxicity and Neurocytotoxicity of New Marine Anticancer Agents Evaluated Using in Vitro Assays", <i>Cancer Chemother. Pharmacol.</i> , 44 321-318, (1999).
	AN	Hansen, Richard et al., "Continuous 5-Fluorouracil (5FU) Infusion in Carcinoma of the Pancreas: A Phase II Study", <i>American Journal of Medical Science</i> , 295:91-93, (1988).
	AO	Kerbel, Robert S., "What is the Optimal Rodent Model for Anti-Tumor Drug Testing?", <i>Cancer and Metastasis Reviews</i> , 17: 301-304, (1999).
	AP	O'Neil, Maryadele J., Ann Smith and Patricia E. Heckelman, eds. <i>The Merck Index - An Encyclopedia of Chemicals, Drugs, and Biologicals</i> , Merck & Co., Inc., 13 <sup>th</sup> Ed., page 1791, (2001).
	AQ	Raymond, N. Ady-Vago et al., "25 <sup>th</sup> Congress of the European Society of Medicinal Oncology", Hamburg, Germany, 13-17 October 2000, reported in the <i>Annals of Oncology</i> , Kluwer Academic Publishers, Supplement 4 to Volume 11, Abstract 610PD, 2 pages, (2000).

Examiner Signature /Randall Winston/	Date Considered 11/05/2012
EXAMINER: Initials citation considered. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.	



Substitute Form PTO-1449 (Modified)	U.S. Department of Commerce Patent and Trademark Office	Attorney's Docket No. 14620-012US1	Application No. 09/622,433
<b>Information Disclosure Statement by Applicant</b> (Use several sheets if necessary)		Applicant Bastian Nuyen et al.	
		Filing Date May 10, 2002	Group Art Unit 1655

(37 CFR 1.98(b))

**Other Documents (include Author, Title, Date, and Place of Publication)**

Examiner Initial	Desig. ID	Document
	AR	Tempero, Margaret, et al., <i>Clinical Practice Guidelines in Oncology</i> – v.2.2006 – “Pancreatic Adenocarcinoma” National Comprehensive Cancer Network, <a href="http://www.nccn.org/professionals/physician_gls/PDF/pancreatic.pdf">http://www.nccn.org/professionals/physician_gls/PDF/pancreatic.pdf</a> , 41 pages, (2006).
	AS	Urdiales et al., “Antiproliferative Effect of Dehydrodidemnin B (DDB), a Depsipeptide Isolated from Mediterranean Tunicates”, <i>Cancer Letters</i> , 102:31-37, (1996).
	AT	U.S. National Cancer Institute, U.S. National Institutes of Health, <a href="http://www.cancer.gov">www.cancer.gov</a> , “FactSheet”, 6 pages, <a href="http://www.cancer.gov/cancertopics/factsheet/information/clinical-trials">http://www.cancer.gov/cancertopics/factsheet/information/clinical-trials</a>
	AU	U.S. National Cancer Institute, U.S. National Institutes of Health, <a href="http://www.cancer.gov">www.cancer.gov</a> , “Pancreatic Cancer (PDQ®): Treatment”, 3 pages, <a href="http://www.cancer.gov/cancertopics/pdq/treatment/pancreatic/healthprofessional">http://www.cancer.gov/cancertopics/pdq/treatment/pancreatic/healthprofessional</a>
	AV	Van-Boxtel, C. J., B. Santoso and I. R. Edwards, eds. <i>Drug Benefits and Risks: International Textbook of Clinical Pharmacology</i> , “Drug Development”, Chapter 9, pp. 91-102, (2001).

Examiner Signature /Randall Winston/	Date Considered 11/05/2012
EXAMINER: Initials citation considered. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.	

Substitute Disclosure Form (PTO-1449)

ALL REFERENCES CONSIDERED EXCEPT WHERE LINED THROUGH. /R.W./